

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

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WALTER PHILLIPS, On Behalf of Himself and  
All Others Similarly Situated,

Plaintiff,

v.

C.A. No. 05-604-KAJ

MOLSON COORS BREWING COMPANY,  
PETER H. COORS, W. LEO KIELY III,  
CHARLES M. HERRINGTON, FRANKLIN W.  
HOBBS, RANDALL OLIPHANT, PAMELA  
PATSY, WAYNE SANDERS, ALBERT C.  
YATES, and JOHN DOES 1-30,

Defendants.

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**STIPULATION AND ORDER**

WHEREAS, counsel for Plaintiffs and Defendants are working together to narrow the issues presented in the Amended Complaint and believe it would be mutually beneficial to postpone the filing of the Amended Complaint for a period of six weeks to achieve same.

NOW, THEREFORE, IT IS HEREBY STIPULATED and agreed by the parties hereto, by and through their undersigned counsel and subject to the approval of the Court, that the Stipulation and Order entered by the Court on December 16, 2005 is hereby amended as follows:

1. Plaintiffs will file an Amended Complaint on March 2, 2006;
2. Defendants will answer, move or otherwise respond to Plaintiffs' Amended Complaint on or before May 1, 2006;

3. If Defendants file a motion to dismiss, the briefing schedule on that motion shall be as follows:
  - a. Defendants' opening brief in support of the motion shall be filed on or before May 1, 2006;
  - b. Plaintiffs' answering brief in opposition to the motion shall be filed on or before July 3, 2006;
  - c. Defendants' reply brief in support of the motion to dismiss shall be filed on or before July 31, 2006.
4. If Defendants file a motion to dismiss, discovery will be stayed during the pendency of that motion.

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Dated: January 17, 2006

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Dated: January 17, 2006

**SO ORDERED** this \_\_\_\_ day of January, 2006

\_\_\_\_\_  
The Honorable Kent A. Jordan  
United States District Judge